



JOHN R. KASICH
GOVERNOR • STATE OF OHIO

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KASICH SIGNS 42 BILLS INTO LAW

COLUMBUS—Today Gov. John R. Kasich signed the following pieces of legislation into law:

Am. Sub. S.B. 70 (Schaffer) to establish a registry for arson offenders;

Sub. S.B. 139 (Hughes) to establish certain financial capacity requirements for professional employer organizations, clarify rights and liabilities of professional employer organizations and client employers, and make other changes to the professional employer organization law;

Sub. S.B. 141 (Gillmor, Hite) to authorize a licensed physician, chiropractor, or physical therapist from another state to provide services to an out-of-state athletic team and certain accompanying individuals when the team is participating in a sporting event in Ohio;

Am. Sub. S.B. 160 (Bacon, Hughes) to require automatic notice to victims of aggravated murder, murder, first, second, or third degree felony offenses of violence, or offenses punishable by a sentence of life imprisonment of certain prisoner or alleged juvenile offender release or transfer proceedings unless the victim has requested that the notice not be provided; to expand victim participation in parole hearings; to require the Department of Rehabilitation and Correction to provide certain information related to paroles to designated public officials; to require the Department to notify the appropriate prosecuting attorney when a felon serving a specified sentence is released pursuant to a pardon, commutation of sentence, parole, or completed prison term; to require that the Department, in cases in which a prosecuting attorney currently is notified that a Department prisoner is being considered for an early release or a specified type of transfer to a less restrictive setting, provide the prosecuting attorney and any law enforcement agency, upon request, with an institutional summary report prepared with respect to the prisoner; to make other changes related to the release of prisoners and victim's rights; to provide that voluntary manslaughter committed with a sexual motivation is a sexually oriented offense, makes an offender or juvenile offender registrant who commits it a tier III sex offender/child-victim offender, and may qualify a juvenile offender registrant who commits it as a public registry-qualified juvenile offender registrant; to waive the notice by publication requirement for a change of name if the applicant submits proof that the publication would jeopardize the applicant's personal safety; to revise the sentencing options for fourth and fifth degree felonies; and to name the victim and family notification provisions Roberta's Law;

Am. S.B. 222 (Burke) to require certain flags to be displayed at rest areas along the state's interstates and the Ohio Turnpike;

Sub. S.B. 298 (Cafaro) to alter the conditions under which a D-51 liquor permit may be issued, to make changes to the law governing the issuance of F-2 liquor permits, and to allow an F-2 liquor permit to be issued for the same location that an F-8 liquor permit is issued provided that certain criteria apply;

Sub. S.B. 304 (Balderson) to designate the month of May as "Better Hearing and Speech Month";

Sub. H.B. 27 (Stautberg, Letson) to adopt the Adult Guardianship and Protective Proceedings Jurisdiction Act;

Sub. H.B. 50 (Snitchler) to exempt from municipal income tax the compensation paid to persons performing personal services for a political subdivision on its property when that property is annexed to a municipal corporation under the expedited type-II annexation proceeding unless the compensation is taxable because of the person's residency, and to permit a board of county commissioners to determine the times for and manner of holding elections for citizen members of the board of trustees of a new community organization;

Am. Sub. H.B. 62 (Gonzales) to authorize a \$5,000 fine for assault when the victim is a hospital health care professional, health care worker, or security officer whom the offender knows or has reasonable cause to know is such a professional, worker, or officer, the victim is engaged in the performance of the victim's duties, and the hospital offers de-escalation or crisis intervention training; to increase the penalty for assault to a felony of the fifth degree when committed against any of the specified hospital personnel in the specified circumstances if the offender previously was convicted of a specified assault or homicide offense committed in those circumstances; to authorize a \$5,000 fine for assault when the victim is a judge, magistrate, prosecutor, or court official or employee whom the offender knows or has reasonable cause to know is a judge, magistrate, prosecutor, or court official or employee and the victim is engaged in the performance of the victim's duties; to increase the penalty for assault to a felony of the fifth degree when committed against any of the specified justice system personnel in the specified circumstances if the offender previously was convicted of a specified assault or homicide offense committed against any of the specified justice system personnel in the specified circumstances; to include felony assault when committed against any of the specified hospital or justice system personnel in the specified circumstances within the community control presumption of the Felony Sentencing Law; to make clarifying changes in that presumption; and to authorize hospitals to post a warning sign indicating that abuse or assault of staff will not be tolerated and might result in a felony conviction;

Sub. H.B. 143 (Stinziano, O'Brien) to amend sections and to enact sections in the Revised Code with regard to concussions and head injuries in youth sports;

H.B. 184 (Martin) to designate March as "Multiple System Atrophy Awareness Month";

Am. Sub. H.B. 197 (Slesnick) to require that all moneys collected by the clerk of a municipal or county court be paid to the appropriate person, fund, or entity on or before the twentieth day of the month following the month in which they are collected; to authorize a municipal, mayor's, or county court to require community service in lieu of costs if at the time of sentencing or any time after sentencing the court finds that the offender cannot pay costs; to authorize a municipal, mayor's, or county court to allow payment of costs in installments if at the time of sentencing or at any time after sentencing the court finds that the offender will not be able to pay costs in full when due; to raise the ceilings on the optional additional fees that a court of common pleas may charge to fund court computerization or computerization of the court

clerk's office; to authorize use of the additional clerk's fees to fund technological advances in the clerk's office; to authorize new fees to fund computerization of or technological advances in the clerk's office; to ensure that after notice to the debtor and an opportunity to enter into an installment payment or community service agreement with the court neither the Registrar of Motor Vehicles nor any deputy registrar accepts any application for the registration or transfer of registration of a motor vehicle of a person who fails to pay any fine or costs imposed for offenses by a common pleas, municipal, mayor's, or county court; and to require a court in determining the sentence for a criminal offense to consider emotional, mental, or physical conditions traceable to an offender's military service that contributed to the offender's commission of the offense and to consider the offender's military service record;

Sub. H.B. 247 (Butler) to authorize certain licensing boards to require corrective action courses as a form of discipline for license holders, to establish professional licensing sanctions regarding the crime of human trafficking, to authorize a court to cancel claims for uncollectible amounts due the court, to authorize a sentencing court to waive, suspend, or modify payment of the costs of prosecution, to define "case" in connection with the imposition of costs in a criminal case, to abolish the Felony Sentence Appeal Cost Oversight Committee, to rename the "Chief Justice of the Court of Appeals" the "Chief Judge of the Court of Appeals," to modify the requirements for when the Ohio Supreme Court meets, to make changes to the law in relation to the sale of personal property on which there has been placed a lien by an owner of a self-service storage facility, to provide that a principal in a power of attorney may nominate a guardian of the principal's incompetent adult children, to remove the requirement that the operating agreement of a limited liability company may identify types or categories of activities that do not violate the duty of loyalty only if not manifestly unreasonable, to specify that the operating agreement of a limited liability company may not eliminate the duty of care but may prescribe the standards by which the duty is to be measured, to modify the restrictions on the operating agreement of a limited liability company with respect to the obligation of good faith and the duties of a manager, to make other clarifying changes to provisions contained in Sub. H.B. 48 and Sub. S.B. 117 of the 129th General Assembly, to expressly authorize a county to establish a program for prisoners in the county's correctional facility to work outside the facility, to make a conforming change related to Am. H.B. 63 of the 129th General Assembly, and to clarify the entity that prescribes forms under R.C. 2151.85;

Sub. H.B. 251 (Schuring) to regulate the practice of Oriental medicine, to modify the laws governing the practice of acupuncture, and to revise certain laws governing the State Medical Board;

Sub. H.B. 274 (Letson) to provide that a transfer fee for purposes of a transfer fee covenant does not include any payment required pursuant to a conservation easement or agricultural easement, to authorize the conveyance of the water rights of certain state-owned real estate to the Wayne County Board of County Commissioners, and to authorize the conveyance of state-owned real estate in Richland County to the Mansfield Reformatory Preservation Society;

Am. Sub. H.B. 278 (Stebelton, Okey) to make changes to the law governing automobile insurance policies, to increase the minimum amounts required for valid proof of financial responsibility, to make it an unfair and deceptive act or practice in the business of insurance to charge excessive, inadequate, or unfairly discriminatory premium rates in private passenger automobile insurance based solely on the insured's residence location, to reduce from two years to one year the minimum policy period for automobile insurance policies, to prohibit an automobile insurer from enforcing certain intrafamily exclusions, and to permit insurance companies to obtain a salvage certificate of title for a motor vehicle in certain circumstances when the insurance company does not have possession of the certificate of title;

Am. Sub. H.B. 279 (Grossman, Driehaus) to require a public children services agency or private child placing agency that obtains temporary custody of a child to attempt to notify certain relatives of the child; to require a public children services agency to attempt to keep siblings together; to modify the putative father registry; to eliminate the automatic termination upon the expiration of one year of a power of attorney or caretaker authorization affidavit that gives care of a child to a grandparent; to allow a grandparent to seek custody of a child if the child's parent, guardian, or custodian seeks to terminate a power of attorney or caretaker authorization affidavit; to require a public children services agency to file a missing child report if a child in its custody is or may be missing; to authorize a public children services agency to provide care for a child in the home of a qualified nonrelative of the child; to require the Department of Job and Family Services to develop recommendations for the implementation of a subsidized relative guardianship program; to authorize the State Board of Education to issue one-year, renewable instructional assistant permits for qualified individuals to provide services to children under the Autism Scholarship Program; to make other changes in the administration of the Autism Scholarship Program; and to declare an emergency;

Sub. H.B. 280 (Dovilla, Wachtmann) to qualify for a War Orphans Scholarship, children of military veterans who participated in an operation for which the Armed Forces Expeditionary Medal was awarded, and to authorize the administrators of the Ohio National Guard Scholarship Program and the Ohio War Orphans Scholarship Program to apply for, and receive and accept, grants, and to receive and accept gifts, bequests, and contributions, from public and private sources, to provide for the reimbursement of certain school districts for deductions taken for certain Jon Peterson Special Needs Scholarships, and to make an appropriation;

Am. Sub. H.B. 284 (Gonzales, Letson) to modify the laws governing physician assistants, to authorize certain nurses to determine and pronounce death under specified circumstances, and to revise the laws governing the professions of chemical dependency counseling and alcohol and other drug prevention;

Sub. H.B. 303 (Schuring) to revise the laws administered by the Board of Nursing and the professionals regulated by the Board, to update statutory references to professional organizations of dietitians, to extend qualified immunity from civil liability for volunteer services provided by certain behavioral health professionals, to modify the requirements for licensure of methadone treatment programs, to make changes in the laws governing certain Medicaid payments for nursing facility services, to authorize certain assessments of persons with intellectual disabilities residing in intermediate care facilities, and to declare an emergency;

Am. Sub. H.B. 325 (Landis) to designate a number of memorial highways;

Sub. H.B. 334 (Johnson, Bulp) to establish procedures regarding the participation of pharmacies, retailers, and the Attorney General in electronically tracking pseudoephedrine and ephedrine product sales through a national exchange; to specify that certain classes of compounds and individual compounds are schedule I controlled substances; to create the offenses of trafficking in and possession of controlled substance analogs; and to declare an emergency;

Sub. H.B. 347 (Anielski) to authorize the legislative authority of a statutory nonchartered village to be composed of five instead of six members and to authorize the terms of office to be nonstaggered, to restrict the types of competitive events that qualify for state grants based on projected incremental increases in sales tax receipts, and to authorize townships to reimburse

officers and employees for out-of-pocket insurance premiums attributable to coverage provided for their immediate dependents;

Sub. H.B. 360 (Rosenberger) to transfer certain 9-1-1 authority to the Director of Public Safety and to the tax commissioner, to revise the amount and methods of collection and remittance of the wireless 9-1-1 charge for prepaid wireless services, and to declare an emergency;

Sub. H.B. 379 (Blessing) to permit, for water-works and sewage disposal system companies, certain rate-calculation adjustments, to make changes regarding water and sewer infrastructure improvement surcharges, and to alter language regarding utility requirements for when rate increases may take effect in the absence of administrative action;

Am. Sub. H.B. 380 (Blessing) to require claimants in asbestos tort actions to make certain disclosures pertaining to asbestos trust claims that have been submitted to asbestos trust entities for the purpose of compensating the claimant for asbestos exposure;

Sub. H.B. 417 (Grossman) to enact section 4731.228 of the Revised Code regarding responsibility for notifying patients that a physician's employment by a health care entity has been terminated;

Sub. H.B. 420 (Peterson, Stinziano) to require commercial nuisance wild animal control operators that provide nuisance wild animal removal or control services to be licensed by the Chief of the Division of Wildlife, to exempt residents of other states that own land in this state from having to obtain licenses and permits issued by the Division for hunting, trapping, or fishing under specified circumstances, to allow persons to hunt in commercial bird shooting preserves and wild animal hunting preserves without obtaining a hunting license or deer permit, as applicable, and to revise the rulemaking authority of the Director of Agriculture regarding anhydrous ammonia and other fertilizers;

Sub. H.B. 458 (Sprague) to modify the call before you dig notification system;

H.B. 459 (Hottinger) to declare that Ohio is a "Purple Heart State";

Am. Sub. H.B. 461 (Stebelton) to establish a statutory collaborative family law process to aid in the resolution of family law disputes, to clarify when an order of spousal support may be modified, and to clarify the circumstances under which a client's statements may compel an attorney to testify regarding attorney-client communications;

Am. Sub. H.B. 472 (Beck) to terminate certain provisions of this act on January 1, 2014, by contingently repealing sections 5507.40 and 5507.53 of the Revised Code on that date, to contingently revise the 9-1-1 law, to expressly incorporate changes in the Internal Revenue Code since March 7, 2011, into Ohio law, to extend the existing commercial activity tax exemption for "qualified distribution centers" to include precious metal refineries in the Appalachian region, thereby exempting suppliers of unrefined metals to such a refinery from the tax to the extent that the refinery ships the refined metals outside Ohio, to permit, for a limited time, the abatement of unpaid property taxes, penalties, and interest owed on property owned by a municipal corporation that would have been tax exempt except for a failure to comply with certain tax-exemption procedures, to contingently make an appropriation, and to declare an emergency;

Sub. H.B. 479 (Hagan, C., Blessing) to adopt the Ohio Legacy Trust Act; to modify certain property rights in the Ohio Trust Code; to require the recording of personal property transfers with the county recorder upon request; to regulate the temporary conveyance of trust real property for financing purposes; to grant probate courts concurrent jurisdiction with court of common pleas general divisions over certain actions involving the designation or removal of certain beneficiaries, title change involving joint and survivorship interests, alleged gifts, or the passing of assets upon death other than by will, intestate succession, or trust; to regulate the use and enforceability of certain loan covenants in nonrecourse commercial loan transactions; and to make certain changes in the exempt interests law, the fraudulent transfers law, the secured transactions recording law, and the rule against perpetuities;

Sub. H.B. 481 (Hackett) to authorize the Board of Embalmers and Funeral Directors to issue courtesy licenses to allow funeral directors in bordering states to conduct limited funeral-related activities in Ohio; to permit embalmers and funeral directors to place their licenses on inactive status; to clarify that, upon the sale of the funeral home, the home may remain operating based upon a submission of a new license application to the Board; to permit out-of-state funeral directors without a license to work with licensed funeral directors during a declared disaster or emergency; to eliminate the requirement that funeral homes be the guarantor of the identity of decedents and instead require funeral homes to complete only visual identification of remains; to exempt certain records concerning individual and joint self-insurance of political subdivisions from the public records law; and to authorize joint county department of job and family services employees and detention facility district employees to participate in a deferred compensation program;

Am. H.B. 492 (Gonzales) to designate May as "Melanoma and Skin Cancer Detection and Prevention Month" and to designate April 27 as "Emma 'Grandma' Gatewood Day";

Am. Sub. H.B. 495 (Johnson) to repeal the competency certification currently required for renewal of a concealed handgun license; to revise the definition of "unloaded" that applies to the offense of "improperly handling firearms in a motor vehicle" and the related vessel-based offense; to specify the authority of any person to store a firearm in the Statehouse Underground Parking Garage or the Riffe Center Parking Garage; and to simplify, through the use of new definitions, the law regarding concealed handgun licenses;

Am. Sub. H.B. 510 (Amstutz) to impose a new tax on financial institutions, effective January 1, 2014, to provide that such institutions and dealers in intangibles are no longer subject to the corporation franchise tax or dealers in intangibles tax after 2013, to require dealers in intangibles that are not owned by a financial institution to pay the commercial activity tax after 2013 except for "small dollar lenders," which will become subject to the new financial institutions tax, to make changes to the law regarding commercial real estate broker liens, to require county auditors to account for the impact of police powers and other governmental actions in the valuation of real property, and to accelerate the application of provisions of Am. Sub. H.B. 487 of the 129th General Assembly affecting the valuation of real property;

Sub. H.B. 532 (Kozlowski, Gonzales) to allow certain community colleges to acquire, construct, and maintain housing and dining facilities; to expand the areas for which a municipal corporation in Stark County may use up to five percent of its water and sewer funds for sewage or water system extensions to include areas within a joint economic development district and areas within the municipal corporation's boundaries; to temporarily permit a school district to offer highest priority to purchase an athletic field to the current leaseholder; to permit a school district to sell or lease real property directly to a STEM school in certain circumstances; and to make an appropriation;

H.B. 543 (Anielski) to enact the "Jason Flatt Act" to require public schools to train staff in youth suicide awareness and prevention;

Am. Sub. H.B. 555 (Stebelton, Butler) to create a new academic performance rating system for public schools; to require an alternative rating system for community schools with dropout prevention and recovery programs; to create a new evaluation process for community school sponsors; to abolish the Ohio Accountability Task Force to make changes in the third grade reading guarantee; to modify the procedure for approving the opening of new Internet- or computer-based community schools; to make changes in the War Orphans Scholarship and Ohio National Guard Scholarship programs; and to make other changes to education laws; and

Sub. H.B. 606 (Hagan, R.) to abolish a judgeship of the Youngstown Municipal Court; to increase from more than 100 to more than 200 the population necessary for a municipal corporation to have a mayor's court unless the municipal corporation is located entirely on an island in Lake Erie; and to provide that a conviction or guilty plea of the offense of driving a vehicle while writing, sending, or reading a text-based communication on a handheld electronic wireless communications device and a conviction or guilty plea of a substantially equivalent municipal ordinance for the same conduct are allied offenses of similar import and that an adjudication for the offense of a person who is less than 18 years of age from using, in any manner, an electronic wireless communications device while driving and an adjudication of a substantially equivalent municipal ordinance for the same conduct are allied offenses of similar import.

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